



Dr. Mark Horton
Director

State of California—Health and Human Services Agency
Department of Public Health



ARNOLD SCHWARZENEGGER
Governor

May 30, 2008

Ms. Delores Brown, Chief
Office of Environmental Compliance
California Department of Water Resources
P.O. Box 942836
Sacramento, CA 94236

Dear Ms. Brown:

COMMENTS ON THE NOTICE OF PREPARATION FOR THE ENVIRONMENTAL
IMPACT REPORT AND ENVIRONMENTAL IMPACT STATEMENT FOR THE BAY
DELTA CONSERVATION PLAN (SCH# 2008032062)

The California Department of Public Health (CDPH) received the Notice of Preparation (NOP) for the joint Environmental Impact Report/Environmental Impact Statement (EIR/EIS) for the Sacramento-San Joaquin Bay Delta Conservation Plan (BDCP). As a "Responsible Agency" pursuant to the California Environmental Quality Act (CEQA), we appreciate the opportunity to comment.

As outlined in the NOP, the BDCP is being developed to set out near and long-term approaches to meet the objectives of conserving covered species and their habitats, addressing the requirements of the federal and State endangered species law, and improving water supply reliability.

CDPH is responsible for issuing water supply permits (WSPs) for the operation of public drinking water systems in accordance with applicable state and federal regulations to assure safe drinking water supplies for residential and commercial users. There are four CDPH District offices that regulate water systems in the Sacramento-San Joaquin Bay Delta area - Sacramento, San Francisco, Stockton, and Santa Clara. However, the area that could potentially be affected by decisions from the BDCP would inevitably include water systems regulated by other CDPH Districts that overlay the State Water Project and the Central Valley Project areas of effect.

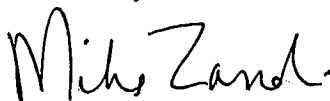
We applaud the efforts of the Department of Water Resources' attempt to meet the Executive Order 2-17-06 issued by Governor Arnold Schwarzenegger on September 28, 2006. In reviewing the document, CDPH has two areas of concern for the water systems that we regulate.

The list of the "Potentially Regulated Entities (POEs) includes only a few of the public water systems currently regulated by CDPH that would potentially be affected by the proposed project. We request that the scope of the process and the final document consider the universe of all public water systems currently regulated by CDPH.

We also request that the scope of the analysis include the affects of water transfers (from one water right holder to another), changes in water use (i.e., from irrigation to potable water supply), points of diversion, rates of diversion, and seasons of diversion. These concerns would remain unaddressed if the scope of the EIR/EIS was limited to regulatory authorizations for the PREs.

Finally, please add CDPH to your mailing and/or email lists for notification of future events and documents.

Sincerely,



Mike Zanolli
Environmental Review Unit

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